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3 UNITED STATES DISTRICT COURT
4 WESTERN DISTRICT OF WASHINGTON
5 AT TACOMA

6 JESS R. SMITH,

7 Plaintiff,

8 v.

9 BARBARA GRONSETH, et al.,

10 Defendants.

CASE NO. C16-5775 BHS-DWC

ORDER ADOPTING REPORT
AND RECOMMENDATION

11 This matter comes before the Court on the Report and Recommendation ("R&R")
12 of the Honorable David W. Christel, United States Magistrate Judge. Dkt. 64. The Court
13 having considered the R&R and the remaining record, and no objections having been
14 filed, does hereby find and order as follows:

- 15 (1) The R&R is **ADOPTED**; and
16 (2) Defendant's Motion for Summary Judgment (Dkt. 30) is **DENIED as**
17 **moot.**

18 Dated this 15th day of May, 2018.

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21 BENJAMIN H. SETTLE
22 United States District Judge